

**OFFICE OF THE COMMON COUNCIL
CITY HALL – ROME, NEW YORK 13440**



**1ST WARD
Lori A. Trifeletti**

**2ND WARD
John B. Mortise**

**3RD WARD
Kimberly Rogers**

**4TH WARD
Ramona L. Smith**

**John J. Mazzaferro
President Common Council**

**5TH WARD
Frank R. Anderson**

**6TH WARD
John A. Nash**

**7TH WARD
Lou DiMarco Jr.**

**CITY CLERK
Louise S. Glasso**

**COMMON COUNCIL MEETING
REGULAR SESSION**

**JUNE 24, 2015
7:00PM**

1. CALLING THE ROLL OF MEMBERS BY THE CLERK

2. PLEDGE OF ALLEGIANCE

3. INVOCATION

4. GENERAL PUBLIC HEARING

The time limit for speakers at the general public hearing shall be limited to (5) continuous minutes. The President of the Common Council may extend this time up to an additional five (5) minutes at his discretion; and further extensions must be approved by a majority of the council.

5. RECOGNITION/APPRECIATION

6. READING OF THE MINUTES OF THE PRECEDING SESSION

(Motion in order that the reading of the minutes of the preceding session be dispensed with and that they be approved.)

7. PRESENTING OF PETITIONS AND COMMUNICATIONS.

A. PETITIONS

B. COMMUNICATIONS.

8. NOTICES

Members of the council to meet with Steve Smith, Mohawk Valley Economic District, regarding: Land Bank on June 24th @ 6:00pm

9. REPORT OF CITY OFFICIALS

10. REPORT OF COUNCILORS AND GENERAL CITY AFFAIRS

11. PRESENTING OF REPORT OF COMMITTEES

12. RESOLUTIONS

RES. NO. 84

B

APPOINTING COMMISSIONERS OF DEEDS. Glasso

RES. NO. 85

C

ACCEPTING DONATION PRESENTED TO THE CITY OF ROME DEPARTMENT OF PARKS AND RECREATION FROM ROME CITY EMPLOYEES, LOCAL 1088 UNION, FOR THE PURCHASE OF FLOWERS TO BE PLANTED WITHIN THE CITY OF ROME.

Lovett

RES. NO. 86

H

AUTHORIZING THE MAYOR TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH ONEIDA COUNTY. Mayor

RES. NO. 87

I

RESOLUTION DETERMINING THAT PROPOSED ACTIONS ARE TYPE II ACTIONS FOR PURPOSES OF THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT. Nolan

RES. NO. 88

K

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO SUBMIT A GRANT APPLICATION FOR \$500.00 TO ERIE CANALWAY HERITAGE FUND, INC. DiBari

RES. NO. 89

L

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO SUBMIT A GRANT REQUEST TO THE COMMUNITY FOUNDATION OF HERKIMER AND ONEIDA COUNTIES TO FUND A FREE KAYAK PROGRAM AT BELLAMY HARBOR PARK. DiBari

13. ORDINANCES

A.

%Lacking Unanimous Consent

B.

Current Legislation

ORD. NO. 9009

A

AUTHORIZING THE CLOSING OF A PORTION OF WEST SYCAMORE STREET FROM TURIN STREET TO CARROLL STREET ON JUNE 27, 2015. Nash

ORD. NO. 9010

D

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE THE SALE OF CITY OWNED PARCEL (602 LAWRENCE STREET) TO BUYER. Domenico

ORD. NO. 9011

E

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE THE SALE OF CITY OWNED PARCEL (307 JANE STREET) TO BUYER. Domenico

ORD. NO. 9012

F

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE THE SALE OF CITY OWNED PARCEL (108-112 DAVIS AVENUE) TO BUYER. Domenico

ORD. NO. 9013

G

AUTHORIZING MAYOR OF THE CITY OF ROME TO ENTER INTO REHABILITATION AGREEMENT WITH A BUYER AND APPROVING THE SALE OF A CITY OWNED PARCEL LOCATED AT 105 WHITTIER AVENUE. Domenico

ORD. NO. 9014

J

AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OF THE CITY OF ROME, ONEIDA COUNTY, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF VARIOUS ROADS THROUGHOUT AND IN AND FOR SAID CITY. Nolan

14. LOCAL LAWS

15. TABLED LEGISLATION

RES. NO. 72

L

Tabled

ACCEPTING DONATION PRESENTED TO THE CITY OF ROME FIRE DEPARTMENT.

Bremont

16. VETOED LEGISLATION

17. ADJOURNMENT

% Ordinances require unanimous consent to be acted upon when first introduced

NEXT SCHEDULED COMMON COUNCIL MEETING ~~ July 8, 2015

COMMON COUNCIL

JUNE 24, 2015

RESOLUTION NO. 84

APPOINTING COMMISSIONERS OF DEEDS

By Councilor _____:

BE IT RESOLVED, by the Common Council of the City of Rome that the following individual be and is hereby appointed Commissioner of Deeds for the City of Rome, New York, for a term to expire December 31, 2016:

Kimberly Rogers

5171 Oswego Rd., Rome

Wendy Baldanza

6267 Evans Road
Marcy, New York

and,

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ADOPTED:

DEFEATED:

RESOLUTION NO. 85

ACCEPTING DONATION PRESENTED TO THE
CITY OF ROME DEPARTMENT OF PARKS AND RECREATION
FROM ROME CITY EMPLOYEES, LOCAL 1088 UNION, FOR THE PURCHASE OF
FLOWERS TO BE PLANTED WITHIN THE CITY OF ROME.

By Councilor _____:

WHEREAS, the City of Rome's Local 1088 Employees Union, has contacted the City of Rome Department of Parks and Recreation with a monetary donation for the purchase of flowers to be planted within the City of Rome, New York; and

WHEREAS, pursuant to Section 25 of the Rome City Charter, the City of Rome Common Council may authorize the acceptance of donations made to the City of Rome on behalf of the City of Rome; now, therefore,

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that a monetary donation of \$40.00 from the City of Rome's Local 1088 Employees Union, shall be gratefully accepted by the City of Rome for the purchase of flowers to be planted within the City of Rome, New York; and

BE IT FURTHER RESOLVED, that the Common Council hereby expresses its appreciation to the City of Rome's Local 1088 Employees Union, for their monetary donation of \$40.00 to be used for the purchase of flowers to be planted within the City of Rome.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ADOPTED:

DEFEATED:

RESOLUTION NO. 86

AUTHORIZING THE MAYOR TO ENTER INTO AN
INTER-MUNICIPAL AGREEMENT WITH ONEIDA COUNTY

By Councilor _____:

WHEREAS, the County of Oneida and the City of Rome share valuable resources, scenic routes and destinations that have the potential to attract visitors to the County; and

WHEREAS, the County of Oneida and the City of Rome share a common interest in developing tourism with the goal of promoting economic development and commercial revitalization; and

WHEREAS, the County of Oneida and the City of Rome recognize the value in joining forces on projects and programs, such as signage and tourism infrastructure, that will increase public awareness of, improve access to and increase use of the resources available to local citizens and visitors; and

WHEREAS, Anthony Picente, Oneida County Executive, has committed to making a one- time payment of \$350,000.00 to the City of Rome, New York to assist in their joint efforts of promoting economic development and commercial revitalization; and

WHEREAS, Joseph R. Fusco, Jr., Mayor of the City of Rome, New York has recommended that the City of Rome enter into an inter-municipal agreement relative to the Bellamy Park Welcome Center, and wishes to graciously embrace, thank and accept the joint efforts offered by Oneida County; and

WHEREAS, the City of Rome greatly appreciates the above referenced payment along with strategic efforts put forth— as well as the investment into the City's economic development, commercial revitalization and future made by Oneida County and County Executive, Anthony Picente; now, therefore

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that it does hereby authorize the Mayor of the City of Rome to enter into an inter-municipal agreement with the Oneida County, relative to the Bellamy Park Welcome Center, pursuant to the terms more specifically defined in the attached "Partners in Prosperity" Agreement, which is made part of this Resolution.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti _____Mortise____Rogers____Smith____Anderson____
Nash ____ DiMarco_____

ADOPTED:

DEFEATED:

PARTNERS IN PROSPERITY AGREEMENT

THIS AGREEMENT, made the day of , 2015, by and between the COUNTY OF ONEIDA, a municipal corporation, having its office and principal place of business located at 800 Park Avenue, Utica, New York, hereinafter referred to as the COUNTY, and the CITY OF ROME, a municipal corporation; having its office and principal place of business at 198 N. Washington Street, Rome, New York 13440, hereinafter referred to as the CITY.

WHEREAS, the County and the City share valuable resources, scenic routes and destinations that have the potential to attract visitors to the County, and

WHEREAS, the County and the City share a common interest in developing tourism with the goal of promoting economic development and commercial revitalization, and

WHEREAS, the County and the City recognize the value in joining forces on projects and programs, such as signage and tourism infrastructure, that will increase public awareness of, improve access to and increase use of the resources available to local citizens and visitors,

NOW, THEREFORE, in consideration of the mutual promises, terms and obligations hereinafter made, the parties hereto hereby agree as follows:

- 1.) The City of Rome shall construct a waterfront "Welcome Center" at Bellamy Harbor Park, located on the east side of Mill Street along the Barge Canal in the City of Rome.
- 2.) The Welcome Center shall consist of a public shelter structure with public ADA compliant men's and women's restrooms, public water fountains, open space shelter, regional maps, signage for local points of interest and a bicycle repair station.
- 3.) The City shall provide all maintenance to the Welcome Center, including but not limited to, inspection and monitoring, mowing, litter removal, surface maintenance year-round, sign maintenance and repair.

- 4.) The County shall make a one-time payment to the City in the amount of Three Hundred Fifty Thousand and No/100ths Dollars (\$350,000.00) within 30 days of submission by the City of the agreement to construct the Welcome Center.
- 5.) This Agreement shall be effective upon the later to occur of (i) its approval by the Oneida County Legislature or (ii) its approval by Rome City Council.
- 6.) This Agreement may not be modified or amended except by a writing of equal formality signed by both parties.

County of Oneida

By: _____
Anthony J. Picente, Jr.
Oneida County Executive

City of Rome

By: _____
Joseph R. Fusco, Jr.
Mayor

Approved as to Form

Peter M. Rayhill

RESOLUTION NO. 87

RESOLUTION DETERMINING THAT PROPOSED ACTIONS
ARE TYPE II ACTIONS FOR PURPOSES OF THE NEW YORK STATE
ENVIRONMENTAL QUALITY REVIEW ACT

By Councilor _____

WHEREAS, the Common Council of the City of Rome, Oneida County, New York (the "City") is considering undertaking the reconstruction and resurfacing of existing City streets and roads not involving the addition of new travel lanes (the "Project"); and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE COMMON COUNCIL OF THE CITY OF ROME, NEW YORK AS FOLLOWS:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(4) and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ADOPTED:

DEFEATED:

COMMON COUNCIL

JUNE 24, 2015

RESOLUTION NO. 88

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO SUBMIT A GRANT
APPLICATION FOR \$500.00 TO ERIE CANALWAY HERITAGE FUND, INC.

By Councilor _____.

WHEREAS, Jake DiBari, Director of the Department of Community and Economic Development for the City of Rome, New York has requested the authorization to submit a grant application to the Erie Canalway Heritage Fund, Inc. for the event: *Cycle the Old Erie Canal*, for funding in the amount of \$500.00; now, therefore

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that the Mayor of Rome and his designees are authorized to execute a grant application to the Erie Canalway Heritage Fund, Inc. for the event: *Cycle the Old Erie Canal* for funding in the amount of \$500.00, and if approved, any and all other contracts, documents and instruments necessary to allow the City to expend grant funds and to fulfill the City of Rome's obligation under said application; and

BE IT FURTHER RESOLVED, the cost analysis is more specifically defined pursuant to the attached document, which is made part of this Resolution.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ADOPTED:

DEFEATED:



2015 Event and Festival Sponsorship Application

Application Deadline: February 13, 2015

Event/Festival

Name Cycle the Old Erie Canal and Canalfest

Applicant Name City of Rome, New York

Managing

Organization City of Rome, New York
(if not applicant)

Key Contact Jake DiBari (315) 339-7643

Address 198 North Washington Street, Rome, NY 13440

Event Location

(if different from above) Erie Canalway Corridor

Organization Website Romenewyork.com

Event Website (if different)

Telephone (315) 339-7643

Email jdibari@romecitygov.com

Event Date(s) July 31-August 1, 2015

Estimated Cost of

Event/Festival \$1,000

Estimated

Matching Funds \$500

Anticipated

attendance 75

Amount Requested

(up to \$500) \$500

Event/Festival Description

Brief description of the event (100 words):

The City of Rome is partnering with other municipalities and organizations to sponsor a 36-mile recreational bike ride from Rome to DeWitt along the Historic Old Erie Canal towpath trail as a grand finale to the Tuesdays on the Towpath series. Riders will begin the ride and be introduced to the canal towpath in the City of Rome.

Please address how your event/festival meets criteria and requirements of the sponsorship:

Use additional pages if needed

Cycle the Old Erie Canal is a two-day celebration of the historic Old Erie Canal. The event takes place within the Erie Canalway National Heritage Corridor along the 36-mile Erie Canalway Trail in the Old Erie Canal State Park. The purpose of the event is to attract cyclists of all abilities to ride along and learn about the canal. Not only will the

event support active use of the Erie Canalway Trail but through welcome tables and special tours scheduled along the way, the cyclists will be encouraged to hop on and off the trail to visit attractions and businesses in surrounding communities along the Old Erie Canal State Park.

The Cycle the Old Erie Canal event is an initiative of the Old Erie Canal Community Working Group and as such represents a highly collaborative project with support from numerous communities and organizations along the Old Erie Canal State Park. A sub-committee of the Old Erie Canal Community Working Group, of which the Village of Canastota, Town of Dewitt, and Village of Rome are a part, has been formed to help oversee and organize this event. Moreover, this event builds off and is an extension of the success achieved with Tuesdays on the Towpath, an initiative of the Old Erie Canal Community Working Group in 2014. Tuesdays on the Towpath is an annual social bike ride series (started in 2012) where cyclists meet for an organized bike ride along a section of the Old Erie Canal. These rides are held on Tuesdays evenings in the summer and are typically about 10 miles in length. In 2014, Tuesdays on the Towpath featured eight different organized rides that together attracted over 160 cyclists. This event is an opportunity to build off the collaboration and popularity of Tuesdays on the Towpath as many participants expressed an interest in having the opportunity to bike the entire 36-mile Erie Canalway Trail.

The Cycle the Old Erie Canal event will provide riders with an option for a one day or two day ride. The two day option will start on July 31st and end on August 1st with the overnight in the Village of Canastota. The one day option will take place on August 1st. With both options, riders will start in the City of Rome (either on July 31st or August 1st) and end in the Town of Dewitt on August 1st which is also the day of Dewitt's 47th Annual Canal Day Event. Communities (including Oneida, Chittenango, and Fayetteville) will have tables along the ride to welcome riders to their communities and organized tours of canal attractions, such as the Canal Town Museum, will be available on both days to participants.

During this weekend, the City of Rome is holding its annual Canalfest event located along the Barge Canal at Bellamy Harbor Park. Canalfest includes foods, refreshments, amusement rides, community special events and performances, and fireworks. Riders can choose to take part in the community event along the waterfront prior to starting out their ride along the canalway trail.

Ultimately, Cycle the Old Erie Canal is a one-of-kind event in the Old Erie Canal State Park and is an opportunity to attract and educate residents and visitors about the significance and beauty of the Old Erie Canal while bringing tourism and economic benefit to communities along the way.

Promotional Description

Please provide a one sentence description for us to use to promote your event. We will include your web link with the promotion so that people can find additional information, therefore, it is very important that your event details are posted on your website:

Cycle the Old Erie Canal is a 36-mile recreational bike ride event from Rome to DeWitt along the Historic Old Erie Canal towpath trail – option for a one or two-day ride.

How will the funds be used (place an x):

☒ Marketing/Promotion

☒ Entertainment/Programming

Other: Transportation

**Has this organization received funds from Erie Canalway National Heritage Corridor before?
(place an x next to the appropriate response)**

Yes

NoX

Is this the first time the event is being held? (place an x next to the appropriate response)

Yes

NoX

Partner Organizations (list):

Use additional pages if needed

1. Town of Dewitt
2. City of Rome
3. Canal Town Museum
4. Old Erie Canal Community Working Group
5. Madison County Planning Department

Questions regarding application process or submission:

Diane Jennings, Administrative Services Director

Erie Canalway National Heritage Corridor
(518) 237-7000, extension 207

Application Submission:

Electronic submission of application is preferred. First time applicants should provide a scanned copy of your organization's W-9 or mail supporting materials separately.

E-mail

Diane_Jennings@partner.nps.gov

US Mail

Event Sponsorship Program
Erie Canalway National Heritage Corridor
P.O. Box 219
Waterford, NY 12188

Fedex or UPS

Erie Canalway National Heritage Corridor
1 Delaware Ave.
Cohoes, NY 12047
ATTN: Event Sponsorship Program

Fax

518-237-7640

DEADLINE FOR SUBMISSION: February 13, 2015

RESOLUTION NO. 89

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO SUBMIT A GRANT
REQUEST TO THE COMMUNITY FOUNDATION OF HERKIMER AND ONEIDA
COUNTIES TO FUND A FREE KAYAK PROGRAM AT BELLAMY HARBOR PARK

By Councilor _____.

WHEREAS, Jake DiBari, Director of the Department of Community and Economic Development for the City of Rome, New York has requested the authorization to submit a grant request to the Community Foundation of Herkimer and Oneida Counties to fund a free kayak program at Bellamy Harbor Park; now, therefore

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that the Mayor of Rome and his designees are authorized to execute a grant request to the Community Foundation of Herkimer and Oneida Counties to fund a free kayak program at Bellamy Harbor Park, and if approved, any and all other contracts, documents and instruments necessary to allow the City to expend grant funds and to fulfill the City of Rome's obligation under said application; and

BE IT FURTHER RESOLVED, the cost analysis is more specifically defined pursuant to the attached document, which is made part of this Resolution.

Seconded by Councilor _____.

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ADOPTED:

DEFEATED:

Grant Narrative

(Note: This section should consist of no more than six pages (single spaced, 11-12 point type with 1" margins) when submitted. Please include the questions with your responses, but delete the "Guidance" and "Examples" from your final application.)

Please provide a brief summary of your program or project. (Limit your description to no more than five sentences.)

The City of Rome would like to introduce a free summer kayaking program (ROW – Rome On Water) at the City's newly renovated Bellamy Harbor Park. The program will run each Saturday from July 11 – September 26. The City of Rome is seeking funding for equipment and one year of instructors and lifeguards. The kayak program will run in conjunction with the City's robust summer youth recreation program, which targets predominantly low and moderate income school children. The high upfront cost for a kayak, not to mention additional equipment, storage, and transportation, makes the sport physically and financially out of reach for many Romans. With assistance from the Foundation, we can create a long-term program that will allow hundreds of people access to the natural beauty of the Erie Canal, while enjoying some physical fitness.

Our program will work with a variety of age groups beginning at age 8 through adult, starting in July 2015 running through September 2015. The purpose of this program is to provide the basic skills and safety training for the community in respect to Kayaking which will give them the ability to go out and explore, exercise and learn all while having fun experiencing the many amenities of Bellamy Harbor Park and its surroundings. Community Foundation Funds will assist with equipment purchasing cost along with employment of 2 Lifeguards, 1 Lead Instructor and 1 Staff Member for Rental Program.

Organizational Capability

What is your organization's mission and vision?

Each summer, The City of Rome's recreation department's mission is to provide sports and educational activities for city youth, many of which are free. We believe that an active community is a positive community, and we work hard to create opportunities for children with varied interests and skill sets. With over 25 parks, 12 softball fields, 14 tennis courts, 12 playgrounds and 5 public pools, we are able to provide ample outdoor activities for our community.

Please explain how this project fits into your strategic plan.

The City of Rome established a comprehensive master plan in 2004 and focuses heavily on waterfront and recreation development. The comprehensive plan led to the installation of one of the Barge Canal's only handicap accessible kayak launches, which will be accessible for our proposed kayak program.

To view the City's master plan click the link: <http://www.romenewyork.com/document/6227.pdf>

Excerpts from our comprehensive plan:

Page 14:

"Potential future elements include health, fitness, and wellness spaces, a cafe, senior center, preschool, dance and aerobics facility, auxiliary gym, kayak rental kiosk, and multi-use spaces."

Page 82:

"Development of a community boat house with facilities for crew shells, canoes and kayaks will be an important waterfront asset... The city will work to increase amenities and facilities to attract and serve waterfront visitors. Today the city lacks a strong base of attractions, stores, restaurants, and events to attract tourists and boaters to the area. Rome will work to significantly expand waterfront amenities to

| | Item | Quantity | Unit Cost | Total |
|------------------|--|----------|--------------------|---------------------|
| equipment | tandem flat water kayaks (2-person) | 6 | \$ 680.00 | \$ 4,080.00 |
| | youth flat water kayaks | 6 | \$ 320.00 | \$ 1,920.00 |
| | sit-in flat water kayaks | 6 | \$ 350.00 | \$ 2,100.00 |
| | sit-on flat water kayaks | 2 | \$ 350.00 | \$ 700.00 |
| | fiberglass stand up paddle boards | 2 | \$ 350.00 | \$ 700.00 |
| | ready sesh kayak helmets with nylon straps | 3 | \$ 75.00 | \$ 225.00 |
| | standard universal kayak carts | 2 | \$ 110.00 | \$ 220.00 |
| | 4 kayak stacker trailer | 1 | \$ 1,100.00 | \$ 1,100.00 |
| | kayak paddles | 26 | \$ 35.00 | \$ 910.00 |
| | adult life jackets | 12 | \$ 50.00 | \$ 600.00 |
| | youth life jackets | 6 | \$ 30.00 | \$ 180.00 |
| promotion | outdoor vinyl banner | 1 | \$ 500.00 | \$ 500.00 |
| | 4x8 outdoor sign | 2 | \$ 125.00 | \$ 250.00 |
| staffing | lifeguards | 2 | \$320 | \$ 640.00 |
| | instructor | 1 | \$ 320.00 | \$ 320.00 |
| | staff | 1 | \$ 540.00 | \$ 540.00 |
| | | | Grand Total | \$ 14,985.00 |

COMMON COUNCIL

JUNE 24, 2015

ORDINANCE NO. 9009

AUTHORIZING THE CLOSING OF A PORTION OF WEST SYCAMORE STREET
FROM TURIN STREET TO CARROLL STREET ON JUNE 27, 2015

By Councilor _____:

WHEREAS, John A. Nash, Sixth Ward Councilor for the City of Rome, New York, has requested the closing of a portion of West Sycamore Street, said portion being the two blocks running from Turin Road to Carroll Street, from 8:00 a.m. to 11:15 a.m. on Saturday, June 27, 2015, in conjunction with the Rome Free Academy's graduation ceremony; now, therefore,

BE IT ORDAINED, that the Common Council of the City of Rome, New York does hereby authorize the closing of a portion of West Sycamore Street, said portion being two blocks running from Turin Road to Carroll Street, from 8:00 a.m. to 11:15 a.m. on Saturday, June 27, 2015, in conjunction with the Rome Free Academy's graduation ceremony, and

BE IT FURTHER ORDAINED, that this authorization is contingent upon the above organization providing the City of Rome with a certificate of insurance in the amount of \$1,000,000 per occurrence for bodily injury and death/property damage and a minimum general aggregate coverage of \$2,000,000, naming the City of Rome as an additional insured, and indemnifying and holding the City of Rome harmless from any and all liability arising out of the closing of a portion of Sycamore Street from Turin Street to Carroll Street as outlined hereinabove; and

BE IT FURTHER ORDAINED, that in the case of inclement weather on Saturday, June 27, 2015, the ceremony will be held on Sunday, June 28, 2015 at 2:00 p.m.; and

BE IT FURTHER ORDAINED, that the above authorization shall take effect upon placement of the appropriate barriers at each end of the affected area.

Seconded by Councilor _____.
By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9009

Seconded by Councilor_____

AYES & NAYS: Trifeletti _____Mortise____Rogers____Smith____Anderson____
Nash ____ DiMarco_____

ORDINANCE NO. 9009

AYES & NAYS: Trifeletti _____Mortise____Rogers____Smith____Anderson____
Nash ____ DiMarco_____

ADOPTED:

DEFEATED:

COMMON COUNCIL

JUNE 24, 2015

ORDINANCE NO. 9010

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE
THE SALE OF CITY OWNED PARCEL (602 LAWRENCE STREET)
TO BUYER.

By Councilor _____:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a 5/7 vote of the Rome Common Council, with or without advertising for bids, and;

WHEREAS, as a result of tax sale, certain city owned parcels of land are in the City's possession and the City desires to sell and convey said real property to a responsible buyer, now, therefore;

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to convey certain parcels of land with the buyer listed in Exhibit A for the sale of the real property listed in Exhibit A, and;

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of the real property listed in Exhibit A to the buyer listed in Exhibit A for the monetary consideration listed in Exhibit A, said conveyance to take place following the contingencies hereinafter set forth, and;

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering any payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale.

Seconded by Councilor _____.
By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9010

Seconded by Councilor _____

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ORDINANCE NO. 9010

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ADOPTED:

DEFEATED:

EXHIBIT "A"

TAX MAP NO: 242.082-0001-013

PROPERTY ADDRESS: 602 Lawrence Street

CONSIDERATION: \$900.00

BUYER: James DiCastro

COMMON COUNCIL

JUNE 24, 2015

ORDINANCE NO. 9011

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE
THE SALE OF CITY OWNED PARCEL (307 JANE STREET)
TO BUYER.

By Councilor _____:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a 5/7 vote of the Rome Common Council, with or without advertising for bids, and;

WHEREAS, as a result of tax sale, certain city owned parcels of land are in the City's possession and the City desires to sell and convey said real property to a responsible buyer, now, therefore;

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to convey certain parcels of land with the buyer listed in Exhibit A for the sale of the real property listed in Exhibit A, and;

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of the real property listed in Exhibit A to the buyer listed in Exhibit A for the monetary consideration listed in Exhibit A, said conveyance to take place following the contingencies hereinafter set forth, and;

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering any payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale.

Seconded by Councilor _____.

By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9011

Seconded by Councilor _____

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ORDINANCE NO. 9011__

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ADOPTED:

DEFEATED:

EXHIBIT "A"

TAX MAP NO: 242.082-0001-012

PROPERTY ADDRESS: 307 Jane Street

CONSIDERATION: \$800.00

BUYER: James DiCastro

COMMON COUNCIL

JUNE 24, 2015

ORDINANCE NO. 9012

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE
THE SALE OF CITY OWNED PARCEL (108-112 DAVIS AVENUE)
TO BUYER.

By Councilor _____:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a 5/7 vote of the Rome Common Council, with or without advertising for bids, and;

WHEREAS, as a result of tax sale, certain city owned parcels of land are in the City's possession and the City desires to sell and convey said real property to a responsible buyer, now, therefore;

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to convey certain parcels of land with the buyer listed in Exhibit A for the sale of the real property listed in Exhibit A, and;

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of the real property listed in Exhibit A to the buyer listed in Exhibit A for the monetary consideration listed in Exhibit A, said conveyance to take place following the contingencies hereinafter set forth, and;

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering any payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale.

Seconded by Councilor _____.

By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9012

Seconded by Councilor _____

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ORDINANCE NO. 9012

AYES & NAYS: Trifeletti ____ Mortise ____ Rogers ____ Smith ____ Anderson ____
Nash ____ DiMarco ____

ADOPTED:

DEFEATED:

EXHIBIT "A"

TAX MAP NO: 242.082-0001-017

PROPERTY ADDRESS: 108-112 Davis Avenue

CONSIDERATION: \$600.00

BUYER: James DiCastro

ORDINANCE NO. 9013

AUTHORIZING MAYOR OF THE CITY OF ROME TO ENTER INTO REHABILITATION
AGREEMENT WITH A BUYER AND APPROVING THE SALE OF A CITY OWNED
PARCEL LOCATED AT 105 WHITTIER AVENUE

By Councilor _____:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws, Title A, Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a five-sevenths (5/7) vote of the Rome Common Council, with or without advertising for bids; and

WHEREAS, certain City owned parcels of land are in need of rehabilitation and the City desires to sell and convey said real property to buyer, and obtain a written guarantee from the buyer that he will perform and accomplish the necessary rehabilitation within the agreed upon time frame of approximately twelve (12) months from the date said rehabilitation agreement is executed; now, therefore,

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to enter into a Rehabilitation Agreement, prepared and approved by the City of Rome Corporation Counsel and the City of Rome Codes Enforcement Officer, for tax sale property located at 105 Whittier Avenue, Rome, New York, with Jerry Howard, Jr., for the rehabilitation of said property located at 105 Whittier Avenue, Rome, New York, known as Tax Map No. 224.018-0001-013; and

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of tax sale property located at 105 Whittier Avenue, Rome, New York, known as Tax Map No. 224.018-0001-013, for consideration of the performance of a Rehabilitation Agreement for said property, and for the total sum of Three Thousand and 00/100 Dollars (\$3,000.00), said conveyance to take place following the contingencies hereinafter set forth; and

BE IT FURTHER ORDAINED, that this authorization is contingent upon the execution by the buyer of the Rehabilitation Agreement within thirty (30) days of the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that subsequent to the execution of the Rehabilitation Agreement, this authorization is further contingent upon the granting of a written certification by the City of Rome Codes Enforcement Officer, stating that he has inspected the property and that the buyer has completed all necessary rehabilitation in the time period required by the agreement; and

BE IT FURTHER ORDAINED, that upon receipt of the written certification from the Codes Enforcement Officer, the Mayor is hereby authorized to execute any and all deeds or other documents necessary to complete the transfer of title of said parcel of land; and

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale; and

BE IT FURTHER ORDAINED, that the real property shall at no point in time be sold, transferred, titled or conveyed to any person who was a record owner and/or mortgagor of the property within the five (5) year period immediately preceding the date on which the property was taken by the City of Rome for non-payment of taxes. If such prohibited conveyance shall be made by any party in the succeeding chain of title, then immediately thereon (a) this conveyance shall become null and void to the buyer, his, her or their successors and/or assigns, and (b) the title to the above premises shall revert back to the City of Rome.

Seconded by Councilor _____.
By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9013

Seconded by Councilor _____

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ORDINANCE NO. 9013

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ADOPTED:

DEFEATED:

ORDINANCE NO. 9014

AUTHORIZING THE ISSUANCE OF \$2,750,000 BONDS OF THE
CITY OF ROME, ONEIDA COUNTY, NEW YORK, TO PAY THE
COST OF THE RECONSTRUCTION OF VARIOUS ROADS
THROUGHOUT AND IN AND FOR SAID CITY.

By Councilor _____:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed, now, therefore,

BE IT ORDAINED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Rome, Oneida County, New York, as follows:

Section 1. The City of Rome, Oneida County, New York (the "City") is hereby authorized to undertake the reconstruction and resurfacing of various City streets and roads, including sidewalks, curbs, gutters, drainage, landscaping, and grading or improving the rights of way, with flexible pavement of a type described in Local Finance Law Section 11(a)(20)(b), at an estimated maximum cost of \$2,750,000 and to issue an aggregate \$2,750,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid class of objects or purposes.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$2,750,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$2,750,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance; **PROVIDED, HOWEVER,** that to the extent that any Federal or State grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this ordinance shall be reduced dollar for dollar, it being anticipated that the City will receive approximately \$990,000 in CHIPS aid.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years pursuant to paragraph 20(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise

created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Treasurer, the Chief Fiscal Officer of the City.

Section 8. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Treasurer, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other Bond Ordinances previously or hereafter adopted by the Common Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Treasurer, the Chief Fiscal Officer of the City.

Section 10. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. The City Treasurer, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 12. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 15. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor _____
By Councilor _____

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9014

Seconded by Councilor _____

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ORDINANCE NO. 9014

AYES & NAYS: Trifeletti _____ Mortise _____ Rogers _____ Smith _____ Anderson _____
Nash _____ DiMarco _____

ADOPTED:

DEFEATED: